

YOUTH SERVICES POLICY

Title: Probation and Parole Violations Next Annual Review Date: 09/08/2015	Type: D. Community Based Services Sub Type: 10. Supervision Number: D.10.17
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References: La. Children's Code, Art. 913; YS Policy Nos.B.2.1 "Assignment, Reassignment, Release and Discharge of Youth" and D.7.1 "Intake Services"; ACA Standards 2-7153, 2-7154, 2-7155, 2-7156, 2-7157, 2-7158, 2-7159 (Juvenile Probation and Aftercare Services)	
STATUS: Approved	
Approved By: Mary L. Livers, Deputy Secretary	Date of Approval: 09/08/2014

I. AUTHORITY:

Deputy Secretary of Youth Services (YS) as contained in La. R.S. 36:405. Deviation from this policy must be approved by the Deputy Secretary.

II. PURPOSE:

To establish the Deputy Secretary's policy regarding proper reporting of probation and parole violations.

III. APPLICABILITY:

Deputy Secretary, Assistant Secretary, Undersecretary, Chief of Operations, Deputy Assistant Secretary, Regional Directors, and Regional Managers.

Regional Managers are responsible for ensuring all necessary procedures are in place to comply with this policy.

IV. POLICY:

In order to protect public safety and maintain respect for the court, all arrest reports and violations of the court's imposed conditions of supervision shall be investigated immediately.

An alleged violation based on a delinquent act shall be referred to the District Attorney and/or court in the jurisdiction where the act occurred. Refer to YS Policy No. D.7.1 if a violation based on a delinquent act occurs in a jurisdiction where YS has been authorized to conduct intake screening.

Each court in the Region shall be contacted by the Regional Manager/designee to determine how it wishes YS to handle technical violations such as curfew, truancy, school related discipline problems, positive drug screens, associating with other delinquents, failure to report when ordered, and similar court ordered conditions of supervision.

V. PROCEDURES:

- A. The assigned Probation and Parole Officer/Juvenile (PPO/J) shall investigate any arrests and/or alleged probation violations as soon as possible. Once completed, the results of the investigation shall be reviewed with the assigned Probation and Parole Supervisor/Juvenile (PPS/J).

If the assigned PPO/J is not available, the PPS/J shall assign another PPO/J to investigate the alleged violation.

- B. The nature of the violation and the results of the investigation shall be entered into the case record and JETS. Prior to an agency recommendation for modification of disposition, a staffing shall be conducted between, at minimum, the Regional Manager, supervising officer, supervisor and independent party (another officer, supervisor, or regional social services counselor), and deliberate technical violations shall be reported to the court with a recommendation for further action, if deemed necessary and appropriate.
- C. Any recommendation for the removal of a youth from his/her home that is based on a technical violation shall be in accordance with Youth Services Policy No. B.2.1. All revocation hearings shall be conducted pursuant to Article 913 of the La. Children's Code which requires the following actions:
1. That a motion for revocation be filed, stating the basis for the revocation;
 2. The youth and parents are given a copy of the motion; and
 3. At the revocation hearing, the PPO/J shall be available to testify and to make a recommendation based on the outcome of the agency staffing. If the PPO/J is not available, the Regional Manager/designee shall be notified to determine proper court notification or replacement.